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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/620,252	
	Filing Date	July 15, 2003	
	First Named Inventor	Garst	
	Art Unit	1625	
	Examiner Name	Morris, Patricia L.	
Total Number of Pages in This Submission	18	Attorney Docket Number	626-07-PA

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Other Enclosure(s) (please Identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Gabor L. Szekeres	Gabor L. Szekeres
Signature		Gabor L. Szekeres Reg No. 28,675
Date	May 19, 2004	

CERTIFICATE OF TRANSMISSION/MAILING

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Typed or printed name	Toni Whyte		
Signature	Toni Whyte	Date	5-19-04

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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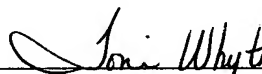
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Garst et al.)	Art Unit 1625
)	Examiner: Morris, P. L.
Serial No.: 10/620,252)	
)	
Filed: on July 15, 2003)	
)	
For: PRODRUGS OF PROTON)	
PUMP INHIBITORS)	

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Tony Whyte

Date: 5-19-04

AMENDMENT AND RESPONSE TO OFFICE ACTION

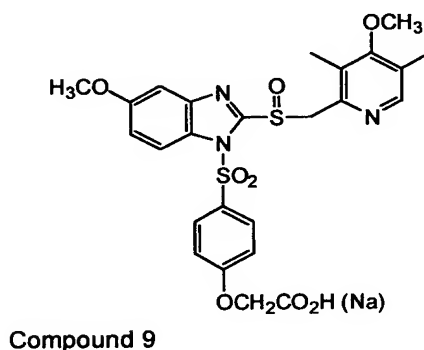
Commissioner for Patents
P.O.Box 1450
Alexandria VA 22313-1450

Dear Sir:

In response to the Requirement for Restriction dated April 22, 2004,
applicant elects **Group I** of the claimed subject matter, as that group is

designated in the Requirement. The variable **R** in the elected group is shown by formulas (i) and (iii) in Claim 1.

In response to the Requirement for Election of Species applicant elects **Compound 9**, as a free acid or a pharmaceutically acceptable salt, such as the sodium salt. Compound 9 is shown by the formula below.



Compound 9 is described and shown, as applicable, on pages 75 – 77, 172 and 176 – 178 in the specification. On pages 75 – 77 Compound 9 is shown and described as a mixture with its isomer Compound 10, whereas on pages 172 and 176 – 178 the preparation of isomerically pure Compound 9 is described.

Claims 1, 3, 6 – 8, 10, 11, 13, 14, 18, 20, 21, 23, 24 and 28 – 32 read on the elected compound.

The Requirements for Restriction and Election of Species are respectfully traversed on the basis that, in applicant's opinion, a search directed to the entire subject matter of the claims would not present an undue hardship.

Please AMEND the above-identified application as follows:

IN THE CLAIMS: Please Cancel Claim 33 and amend Claims 1 and 16 as set forth below in the Complete Listing of All Pending Claims.